

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
5:10-cv-00182-RLV-DSC

CHASTITY DAVIDSON, in her )  
individual capacity and as Administratrix )  
of the Estate of ANTHONY DEWAYNE )  
DAVIDSON, )

Plaintiff, )

v. )

CITY OF STATESVILLE; )  
OFFICER DAVID WAYNE LOWERY, )  
in his individual and official capacity; )  
OFFICER WILLIAM HOWARD )  
GOFORTH, in his individual and official )  
capacity; IREDELL COUNTY )  
SHERIFF PHILLIP H. REDMOND, )  
in his individual and official capacity; )  
“JOHN DOE SURETY COMPANY”; )  
OFFICER JASON PATRICK CLOER, )  
in his individual and official capacity; )  
CORPORAL CHANCE ALLEN )  
WILLIAMS, in his individual and )  
official capacity; and OFFICER MARC )  
ANTHONY CUDDY CARMONA, )  
in his individual and official capacity, )

Defendants. )  
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**APPENDIX TO  
DEFENDANTS CITY OF STATESVILLE, DAVID WAYNE LOWERY,  
WILLIAM HOWARD GOFORTH AND MARK ANTHONY CUDDY CARMONA’S  
BRIEF IN SUPPORT OF THEIR  
MOTION FOR SUMMARY JUDGMENT**

## **EXHIBITS:**

- A. Iredell County Superior Court, Case Number 10-CvS-2033  
Order Granting, in part, Defendants City of Statesville, David Wayne Lowery, William Howard Goforth, and Mark Anthony Cuddy Carmona's Motion to Dismiss
- B. Excerpts from the Deposition Testimony of Chastity Davidson
- C. Affidavit of David Wayne Lowery
- D. Affidavit of William Howard Goforth
- E. Affidavit of Marc Anthony Cuddy Carmona
- F. State Bureau of Investigation Interview of Nurse Janeen Denise Navey
- G. State Bureau of Investigation Interview of Travis Austin Ward
- H. Excerpts from the Deposition Testimony of Dr. Deborah Radisch
- I. Excerpt from the Deposition Testimony of Cyril H. Wecht, M.D., J.D.
- J. Letter dated May 26, 2009 from James J. Coman, Senior Deputy Attorney General to Sarah M. Kirkman, Iredell County District Attorney
- K. Affidavit of Matthew A. Lojko Jr.
- L. *Green v. Kearney*, --- S.E.2d ---, 2011 WL 5534388 at \*4 (N.C.App. 2011)
- M. *Ridge v. Randleman*, 2009 WL 4884476 (M.D.N.C. 2009)
- N. Excerpt from the Deposition Testimony of Chance Allen Williams